SLOVER & LOFTUS

ATTORNEYS AT LAW

1224 SEVENTEENTH STREET, N. W. WASHINGTON, D. C. 20036-3003

> TELEPHONE: (202) 347-7170

> (202) 347-3619

WRITER'S E-MAIL:

FAX:

March 2, 2006

KENDRA A. ERICSON OF COUNSEL DONALD G. AVERY

WILLIAM L. SLOVER

C. MICHAEL LOFTUS JOHN H. LE SEUR

ROBERT D. ROSENBERG CHRISTOPHER A. MILLS

FRANK J. PERGOLIZZI

ANDREW B. KOLESAR III

KELVIN J. DOWD

PETER A. PFOHL DANIEL M. JAFFE

VIA HAND DELIVERY

The Honorable Vernon Williams Secretary Surface Transportation Board 1925 K Street, N.W. Room 711 Washington, D.C. 20423



kjd@sloverandloftus.com

Re:

Docket No. AB-290 (Sub-No. 259X) Tennessee Railway Company-

Abandonment Exemption – Between Oneida, Tennessee and

Nicks Creek, Tennessee;

Docket No. AB-290 (Sub-No. 260X), Tennessee Railway Company -

Abandonment Exemption – In Anderson and Campbell Counties, Tennessed

Dear Secretary Williams:

Reference is made to our letter dated February 28, 2006, regarding acquisition of the subject lines by NC Railroad, Inc., a wholly-owned subsidiary of National Coal Corporation ("NCC"), from Tennessee Railway Company pursuant to 49 U.S.C. § 10904. Pursuant to 49 C.F.R. Part 1152.27(i)(1)(i), the purpose of this letter is to confirm that NCC guarantees the financial responsibility of its subsidiary, NC Railroad, Inc.

Ten copies accompany the original of this communication. All parties of record are being served. Please time and date stamp the additional copy of this letter and return it with our messenger. Thank you for your assistance in this matter.

Sincerely,

An Attorney for

National Coal Corporation

KJD:iml

James Paschall, Esq. (via telefax) cc:

Parties of Record